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Date:	October 20, 2005	Phone Number	Fax Number
To:	Examiner Nguyen	(510) 273-8300	
From:	Kevin J. Zilka		

Docket No.: BVOCP005

App. No: 09/769,638

Total Number of Pages Being Transmitted, Including Cover Sheet: 05

Message:

Please deliver to Examiner Nguyen.

Thank you,

Kevin J. Zilka

Original to follow Via Regular Mail *Original will Not be Sent* *Original will follow Via Overnight Courier*

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October 20, 2005

Practitioner's Docket No. BVOCP005

PATENT
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CENTRAL FAX CENTER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Bertrand A. Damiba

OCT 20 2005

Application No.: 09/769,638

Group No.: 2173

Filed: January 24, 2001

Examiner: Nguyen, Cao H.

For: SYSTEM, METHOD AND COMPUTER PROGRAM PRODUCT FOR A TRANSCRIPTION
GRAPHICAL USER INTERFERENCE

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
 TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
 (37 C.F.R. § 41.31)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed April 20, 2005, for a second time rejecting claims 1, 3-7, 9-13, and 15- 22.

1. STATUS OF APPLICANT

This application is on behalf of a small entity. A statement was already filed on January 24, 2001.

RECEIVED : 20000000-EXAMINER: EQUEN, CAO H.	10/24/2005	BABRAHA1 00000014 09769638
RE 09,638	10/24/01 10:00 AM	01 FC:2401 250.00 DA
10/24/01	10/24/01 10:00 AM	02 FC:2253 510.00 DA

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is *mandatory*;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. § 1.8(a)

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37 C.F.R. § 1.10*

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 Signature

Erica L. Farlow

(type or print name of person certifying)

Date: 10/20/05

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Notice of Appeal from the Primary Examiner to Board--page 1 of 2

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for filing the Appeal Brief is:

Small entity	\$250.00
Notice of Appeal fee due	\$250.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three months:

Fee	\$510.00
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If an additional extension of time is required, please consider this a petition therefor.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee	\$250.00
Extension fee	\$510.00
TOTAL FEE DUE	\$760.00

5. FEE PAYMENT

Authorization is hereby made to charge the amount of \$760.00 to Deposit Account No. 50-1351 (Order No. BVOCP005).

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351 (Order No. BVOCP005).

Reg. No.: 41,429
Tel. No.: 408-971-2573
Customer No.: 28875

Signature of Practitioner
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